

**Tennessee Board of Dentistry  
July 22, 2005**

**Teleconference Minutes**

A teleconference for the Board of Dentistry was held at 3:15 p.m. in the Bureau Conference Room located on the First Floor of the Cordell Hull State Office Building on July 22, 2005.

Members in Attendance electronically: Drs. Eben DeArmond, Harold Fitts, Jeffrey Clark and James Smith and Ms. Katherine Cherry, R.D.H.

Member in attendance: Dr. John Douglass

Staff Present: Dea Smith, Board Manager; Robbie Bell, HRB Director; Richard Russell, General Counsel

A teleconference was held to summarily suspend the dental license of Kent E. White, DDS.

A roll call of the board was held to determine if each participant could hear the response of the other. Dr. DeArmond made the motion, seconded by Dr. Smith, to appoint Dr. Douglass as chairperson for the electronic meeting since he was the member in attendance. Dr. DeArmond made a motion to proceed to conduct the meeting electronically and Dr. Fitts seconded the motion. A roll call vote was held to accept the motion and the motion was adopted unanimously.

A motion was made by Dr. DeArmond to proceed to conduct the meeting electronically by determining that the matter to be discussed met the following requirements: The subject matter requires timely action, the physical presence of all members is not possible considering the period of time required for action, and the participation by some or all the members of the Board by electronic or other means is necessary. Dr. Clark seconded the motion. A roll call vote was held to accept the motion and the motion was adopted unanimously. Ms. Smith reminded the members to please identify themselves when speaking and turned the meeting over to Mr. Russell from the Office of General Counsel.

Mr. Russell addressed the board and reminded the board that they are charged with protecting the health, safety and welfare of the public.

Mr. Thomas Miller, attorney for the state, read the charges to the board then called Dr. Charles Dunlap, Ms. Kelly Moulder and Detective Marty Dunn as witnesses and asked the court reporter to swear each in. Since all witnessed were present electronically, Mr. Russell insured that witnesses could be heard by all board members.

Dr. Dunlap, representative of the Concerned Dental Professional Committee (CDPC), testified that the Respondent had contacted the CDPC about two months ago. Dr. Dunlap meet with the Respondent and the Respondent claimed that he had only had a problem for two months and that he was using 500 mg of Demerol by I.V. Dr. Dunlap stated that it took months to develop a tolerance for this large of a dose and that the Respondent does not need to be driving or

practicing. Dr. Dunlap informed the board that the Respondent was not under contract with the CDPC and had refused to undergo treatment at the facility recommended by the CDPC, instead the Respondent decided to undergo treatment at another facility.

Ms. Moulder, a pharmacy technician, testified that the Respondent had presented a prescription that he claimed was for his stepson whom he was treating. The Respondent claimed that "I need to get this filled for my kid. He's having his wisdom teeth taken out tomorrow, he's in a lot of pain and he's driving me nuts." She indicated that the pharmacy records revealed that the Respondent has used similar reasoning for obtaining narcotic prescriptions in the past. She also indicated that the Respondent has prescriptions filled for at least five different individuals, all purportedly the Respondent's children, and each of the individuals had a common telephone number. The pharmacy notified the Hamilton County Sheriff's Department of the Respondent's suspected behavior in fraudulently obtaining narcotics.

Detective Marty Dunn, with the Hamilton County Narcotic Unit, testified that the Respondent was placed under arrest at approximately 1:20 a.m. on July 21, 2005 at the pharmacy. The detectives took possession of the fraudulent prescriptions also found receipts for other prescriptions on his possession. The Respondent had a piece of paper in his possession which had the name, as listed on the prescription, and an address and telephone number.. The officers called the telephone number and spoke with the person whose name was identified on the prescription. The person, S.W. was not the stepson of the Respondent, was a female not a male and she stated that she had never visited the Respondent for treatment. The officers contacted the Respondents ex-wife and she confirmed that the Respondent did not have a stepson, S.W. The Respondent admitted to the officers that he had picked up multiple fraudulent prescriptions. The Respondent has been charged with seven felony counts of obtaining controlled substances by fraud and the detective indicated that they had found 15 – 20 additional prescriptions that they suspect are fraudulent and may be filing additional charges. The Respondent admitted to detectives of fraudulently obtaining seven prescriptions from June 24, 2005 to July 21, 2005, representing 122 individual doses of Meperidine 50 mg, a scheduled II drug. The arrest complaint was reviewed by Mr. Miller and confirmed by Det. Dunn for the board.

The board asked questions of all three witnesses and Mr. Miller made his closing statements. Dr. Clark made a motion to accept the Findings of Fact in the proposed Order of Suspension. Dr. Fitts seconded the notion and the motion carried unanimously by roll call vote. Dr. Douglass read the Conclusions of Law to the members of the board and Dr. DeArmond, seconded by Dr. Clark, made the motion to accept the Conclusions of Law in the proposed Order. The motion passed unanimously by roll call vote. The board voted by roll call vote to summarily suspend the dental license of Kent E. White, D.D.S. and assess all costs associated with the prosecution of this action. Dr. Douglass made a statement that the suspension required emergency action and was made to protect the health, safety and welfare of the citizens of the State of Tennessee. The statement was adopted by roll call vote.

The meeting was concluded to 4:35 p.m.

These minutes were ratified by the Board on September 21, 2005.